

07/24/01  
JC796 U.S. PTO

07-26-01

A

# FISH & RICHARDSON P.C.

Frederick P. Fish  
1855-1930

W.K. Richardson  
1859-1951

4350 La Jolla Village Drive  
Suite 500  
San Diego, California  
92122

Telephone  
858 678-5070

Facsimile  
858 678-5099

Web Site  
www.fr.com

07/24/01  
JC796 U.S. PTO  
09/912804

July 24, 2001

Attorney Docket No.: 06618/408002/CIT2942-D

**Box Patent Application**  
Commissioner for Patents  
Washington, DC 20231

Presented for filing is a new divisional patent application of:

Applicant: SURYA PRAKASH, SEKHARIPURAM R. NARAYANAN,  
ANTHONY ATTI, GEORGE A. OLAH AND MARSHALL C. SMART

Title: MEMBRANE ELECTRODE ASSEMBLY FOR A FUEL CELL

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

|               | <u>Pages</u>         |
|---------------|----------------------|
| Specification | 9                    |
| Claims        | 1                    |
| Abstract      | 1                    |
| Declaration   | 6 (copy from parent) |
| Drawing(s)    | 2                    |

Enclosures:

- Information Disclosure Statement: Applicants call attention to the references listed on the enclosed forms PTO-1449 (2 pages), and PTO-892 (1 page) from the parent case. Please confirm that these have been considered in this application by returning a copy of the forms PTO-1449 and PTO-892 with the examiner's initials.
- Rule 63 declaration, copy from a previous application under rule 63(d) for continuation or divisional only.
- Postcard.

## CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL584937702US

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

July 24, 2001

Date of Deposit

Signature

Daniel T. Badilla  
Daniel T. Badilla  
Typed or Printed Name of Person Signing Certificate

FISH & CHARDSON P.C.

Commissioner for Patents  
July 24, 2001  
Page 2

This application is a divisional (and claims the benefit of priority under 35 USC 120) of U.S. application serial no. 09/489,515, filed January 21, 2000. The disclosure of the prior application is considered part of (and is incorporated by reference in) the disclosure of this application.

This application is entitled to small entity status. Small entity status established in a previous application is still proper.

This application presents claims corresponding to claims 1-5 of the parent case. These correspond to non-elected Group I from that case.

There are 5 total claims, 1 of which is independent.

|  |       |
|--|-------|
| Basic filing fee                             | \$355 |
| Total claims in excess of 20 times \$9       | \$0   |
| Independent claims in excess of 3 times \$40 | \$0   |
| Fee for multiple dependent claims            | \$0   |
| Total filing fee:                            | \$355 |

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing 06618/408002.

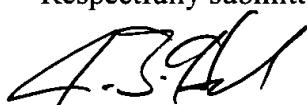
If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 678-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

SCOTT C. HARRIS  
PTO Customer No. 20985  
Fish & Richardson P.C.  
4350 La Jolla Village Drive, Suite 500  
San Diego, CA 92122

Respectfully submitted,



JAMES T. HAGLER  
REG. NO 40,631

502 Scott C. Harris  
Reg. No. 32,030  
Enclosures  
SCH/mzs  
10116463.doc